

State of South Dakota

SEVENTY-EIGHTH SESSION
LEGISLATIVE ASSEMBLY, 2003

385I0595

HOUSE LOCAL GOVERNMENT COMMITTEE

ENGROSSED NO. **HB 1190** - 02/13/2003

This bill has been extensively amended (hoghoused) and may no longer be consistent with the original intention of the sponsor.

Introduced by: Representatives Pederson (Gordon), Adelstein, Haverly, Hennies, Kraus, McCoy, McLaughlin, and Van Etten and Senators Vitter, Ham, and Napoli

1 FOR AN ACT ENTITLED, An Act to limit the ability of certain municipalities to annex territory
2 in the vicinity of certain airports.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That chapter 9-4 be amended by adding thereto a NEW SECTION to read as
5 follows:

6 No other municipality may annex any territory within one and one-quarter miles of any parcel
7 of land operated as a municipal airport by an airport board organizer pursuant to chapter 50-6.
8 However, if the governing body of the airport-operating municipality consents, by resolution,
9 to such a proposed annexation by another municipality, the provisions of this section do not
10 apply to the extent of the waiver provided in the consent resolution of the airport-operating
11 municipality.

12 Section 2. That chapter 9-4 be amended by adding thereto a NEW SECTION to read as
13 follows:

14 If any municipality other than a municipality that operates a municipal airport by an airport



1 board organized pursuant to chapter 50-6 has annexed any territory within one and one-quarter
2 miles of any exterior boundary of such a municipal airport, the governing body of the airport-
3 operating municipality may, by resolution, within three years of the date of such annexation, void
4 all or any portion of such annexation within one and one-quarter miles of the exterior boundary
5 of such municipal airport.